



**CITY OF BURLINGTON  
Minutes of the Common Council  
Jeannie Hefty, Mayor  
Diahnn C. Halbach, City Clerk  
Tuesday, April 5, 2017**

**1. Call To Order – Roll Call**

Mayor Jeannie Hefty called the meeting to order at 7:29 p.m. starting with roll call. Aldermen present: Ed Johnson, Bob Grandi, Ruth Dawidziak, Tom Vos, Tom Preusker, Jon Schultz and Todd Bauman. Excused: John Ekes

Also present: City Administrator Carina Walters, City Attorney John Bjelajac, Finance Director Steve DeQuaker, Director of Administrative Services Megan Watkins, Police Chief Mark Anderson, Fire Chief Alan Babe, DPW Director Jim Bergles, and Building Inspector Gregory Guidry.

Student Representatives - Present: None. Excused: Gabriel King and Ryan Werner

**2. Pledge of Allegiance**

**3. Citizen Comments**

There were none.

**4. Chamber of Commerce Representative and Rescue Squad Representative**

There were none.

**5. Approval of the March 21, 2017 Common Council Minutes**

A motion was made by Alderman Dawidziak with a second by Alderman Johnson to approve the amended Council Minutes from March 21, 2017. With all in favor, the motion to approve the minutes was carried.

**6. Letters and Communications**

A motion was made by Alderman Vos with a second by Alderman Johnson to approve the Arbor Day Proclamation submitted by Public Works Director, Jim Bergles. With all in favor, the motion carried.

**7. Reports by Aldermanic Representatives and Department Heads**

Alderman Johnson asked what the status was on the old Kmart property. Walters responded that they have been continuously updated and although there have been some prospects, nothing has been confirmed yet.

Alderman Vos ask Jim Bergles when the trees that were removed in the Industrial Park would be replaced. Bergles replied that some would be replaced this year, but not all due to budget restraints. Mayor Hefty reminded Council that pictures would be taken at the next meeting and to please dress appropriately.

Mayor Hefty introduced David Spiegelhoff, owner of Gooseberries. Spiegelhoff presented future plans for the store and explained the need for a “Class B” Liquor License.

**8. Reports 1-5**

A motion was made by Alderman Schultz with a second by Alderman Bauman approve Reports 1-5. With all in favor, the motion carried.

**9. Payment of Vouchers**

A motion was made by Alderman Preusker with a second by Alderman Vos to approve vouchers, pre-pays and reimbursements in the amount of \$174,297.83.

Roll Call Aye: Johnson, Grandi, Dawidziak, Vos, Preusker, Schultz and Bauman. Nay: None. Motion carried 7-0.

**10. Licenses and Permits**

A motion was made by Alderman Bauman with a second by Alderman Vos to approve licenses and permits as presented. With all in favor the motion carried.

**11. Appointments and Nominations**

There were none.

**12. Public Hearings**

- A. At 7:50 p.m., Mayor Hefty declared a public hearing open to hear comments and concerns from the public regarding City of Burlington’s intention to exercise its police power in accordance with §66.0703, Wis. Stats., and §274-3 of the Code of the City of Burlington to levy Special Assessments upon property as described in Resolution 4827(46) for reconstruction of various sidewalks.

There were no comments. A motion was made by Alderman Johnson with a second by Alderman Preusker to close the public hearing. With all in favor, Mayor Hefty closed the public hearing 7:52 p.m.

**13. Resolutions**

- A. **Resolution 4824(43)** to consider amending the City of Burlington Fee Schedule.

A motion was made by Alderman Grandi with a second by Alderman Johnson to adopt Resolution 4824(43). With all in favor the motion carried.

- B. **Resolution 4825(44)** to consider engaging Ehlers, Inc. to assist in performing new required Tax Increment District (TID) reporting for the not-to-exceed amount of \$6,500.

A motion was made by Alderman Dawidziak with a second by Alderman Grandi to adopt Resolution 4825(44).

Roll Call Aye: Johnson, Grandi, Dawidziak, Vos, Preusker, Schultz and Bauman. Nay: None.  
Motion carried 7-0.

- C. **Resolution 4826(45)** to consider approving Standard Operating Guidelines between the City of Burlington Fire Department and Burlington Rescue Squad, Inc.

A motion was made by Alderman Vos with a second by Alderman Bauman to adopt Resolution 4826(45).

With all in favor the motion carried.

- D. **Resolution 4827(46)** to consider a Final Resolution declaring Special Assessment powers for reconstruction of sidewalks at various locations.

A motion was made by Alderman Schultz with a second by Alderman Bauman to adopt Resolution 4827(46).

Roll Call Aye: Johnson, Grandi, Dawidziak, Vos, Preusker, Schultz and Bauman. Nay: None.  
Motion carried 7-0.

- E. **Resolution 4829(48)** to consider approving the purchase of two 2017 Toro Zero Turn Mowers from Grove Power and Equipment, LLC, for the purchase price of \$19,258.00.

A motion was made by Alderman Preusker with a second by Alderman Johnson to adopt Resolution 4829(48).

Roll Call Aye: Johnson, Grandi, Dawidziak, Vos, Preusker, Schultz and Bauman. Nay: None.  
Motion carried 7-0.

- F. **Resolution 4830(48)** to consider approval of a Certified Survey Map for property located at 180 Industrial Drive.

A motion was made by Alderman Bauman with a second by Alderman Preusker to adopt Resolution 4830(48).

With all in favor the motion carried.

- G. **Resolution 4832(51)** to consider approving an Engineering service Agreement with Baxter Woodman for the Well 11 Radium Compliance Improvement Project in the amount of \$43,0000.

A motion was made by Alderman Johnson with a second by Alderman Preusker to adopt Resolution 4832(51).

Roll Call Aye: Johnson, Grandi, Dawidziak, Vos, Preusker, Schultz and Bauman. Nay: None.  
Motion carried 7-0.

- H. **Resolution 4833(52)** to consider approving an award of bid for the Radium and Strontium Treatment System for Well No. 11 to Butters Fetting for the total amount of \$847,500.

A motion was made by Alderman Grandi with a second by Alderman Vos to adopt Resolution 4833(52).

Roll Call Aye: Johnson, Grandi, Dawidziak, Vos, Preusker, Schultz and Bauman. Nay: None. Motion carried 7-0.

- I. Resolution 4834(53)** to consider approving the award of bid for the 2017 Street and Sidewalk Improvement Program to Reesman's Excavating and Grading, Inc., for the total Base Bid of \$1,435,623.90.

A motion was made by Alderman Dawidziak with a second by Alderman Grandi to adopt Resolution 4834(53).

Roll Call Aye: Johnson, Grandi, Dawidziak, Vos, Preusker, Schultz and Bauman. Nay: None. Motion carried 7-0.

- J. Resolution 4835(54)** to consider an Initial Resolution Authorizing \$1,240,000 General Obligation Bonds for Street Improvement Projects.

A motion was made by Alderman Vos with a second by Alderman Dawidziak to adopt Resolution 4835(54).

A motion to amend the resolution to \$1,190,000 was made by Alderman Vos with a second from Alderman Dawidziak.

Roll Call to Approve the Motion to Amend - Aye: Johnson, Grandi, Dawidziak, Vos, Preusker, Schultz and Bauman. Nay: None. Motion carried 7-0.

Roll Call to Adopt the Amended Resolution - Aye: Johnson, Grandi, Dawidziak, Vos, Preusker, Schultz and Bauman. Nay: None. Motion carried 7-0

- K. Resolution 4836(55)** to consider an Initial Resolution Authorizing \$180,000 General Obligation Bonds for Parks and Public Grounds Projects.

A motion was made by Alderman Schultz with a second by Alderman Preusker to approve Resolution 4836(55).

A motion to amend the resolution to \$170,000 was made by Alderman Preusker with a second from Alderman Dawidziak.

Roll Call to Approve the Motion to Amend - Aye: Johnson, Grandi, Dawidziak, Vos, Preusker, Schultz and Bauman. Nay: None. Motion carried 7-0.

Roll Call to Adopt the Amended Resolution - Aye: Johnson, Grandi, Dawidziak, Vos, Preusker, Schultz and Bauman. Nay: None. Motion carried 7-0

- L. Resolution 4837(56)** to consider an Initial Resolution Authorizing \$5,400,000 General Obligation Bonds for Swimming Pool Project.

A motion was made by Alderman Preusker with a second by Alderman Johnson to approve Resolution 4837(56).

Roll Call Aye: Johnson, Grandi, Dawidziak, Vos, Preusker, Schultz and Bauman. Nay: None. Motion carried 7-0.

**M. Resolution 4838(57)** to consider an Initial Resolution Authorizing \$290,000 General Obligation Bonds for Water System Projects.

A motion was made by Alderman Bauman with a second by Alderman Preusker to approve Resolution 4838(57).

A motion to amend the resolution to \$280,000 was made by Alderman Schultz with a second from Alderman Preusker.

Roll Call to Approve the Motion to Amend - Aye: Johnson, Grandi, Dawidziak, Vos, Preusker, Schultz and Bauman. Nay: None. Motion carried 7-0.

Roll Call to Adopt the Amended Resolution - Aye: Johnson, Grandi, Dawidziak, Vos, Preusker, Schultz and Bauman. Nay: None. Motion carried 7-0

**N. Resolution 4839(58)** to consider an Initial Resolution Authorizing \$1,230,000 General Obligation Refunding Bonds.

A motion was made by Alderman Johnson with a second by Alderman Preusker to approve Resolution 4839(58).

A motion to amend the resolution to \$1,180,000 was made by Alderman Johnson with a second from Alderman Bauman.

Roll Call to Approve the Motion to Amend - Aye: Johnson, Grandi, Dawidziak, Vos, Preusker, Schultz and Bauman. Nay: None. Motion carried 7-0.

Roll Call to Adopt the Amended Resolution - Aye: Johnson, Grandi, Dawidziak, Vos, Preusker, Schultz and Bauman. Nay: None. Motion carried 7-0

**O. Resolution 4840(59)** to consider a Resolution Directing Publication of the Notice to Electors.

A motion was made by Alderman Grandi with a second by Alderman Johnson to approve Resolution 4840(59).

Roll Call Aye: Johnson, Grandi, Dawidziak, Vos, Preusker, Schultz and Bauman. Nay: None. Motion carried 7-0.

**P. Resolution 4841(60)** to consider a Resolution Providing for the Sale of \$8,340,000 General Obligation Corporate Purpose Bonds, Series 2017A.

A motion was made by Alderman Dawidziak with a second by Alderman Vos to approve Resolution 4841(60).

A motion to amend the resolution to \$8,220,000 was made by Alderman Dawidziak with a second from Alderman Grandi.

Roll Call to Approve the Motion to Amend - Aye: Johnson, Grandi, Dawidziak, Vos, Preusker, Schultz and Bauman. Nay: None. Motion carried 7-0.

Roll Call to Adopt the Amended Resolution - Aye: Johnson, Grandi, Dawidziak, Vos, Preusker, Schultz and Bauman. Nay: None. Motion carried 7-0.

- Q. Resolution 4842(61)** to consider a Resolution Providing for the Sale of Approximately \$1,660,000 Sewerage System Revenue Bonds, Series 2017B.

A motion was made by Alderman Vos with a second by Alderman Preusker to approve Resolution 4842(61).

Roll Call Aye: Johnson, Grandi, Dawidziak, Vos, Preusker, Schultz and Bauman. Nay: None. Motion carried 7-0.

#### **14. Ordinances**

- A. Ordinance 2022(18)** to consider approving a Rezone Map Amendment for property located at 173 S. Perkins Blvd. from I-1, Institutional District to Rs-3, Single-Family Residential.

A motion was made by Alderman Schultz with a second by Alderman Dawidziak to approve Ordinance 2022(18) as presented. With all in favor, the motion carried.

- B. Ordinance 2023(19)** to consider repealing Chapter 100-4, “Music Devices” of the Municipal Code in its entirety.

A motion was made by Alderman Preusker with a second by Alderman Johnson to approve Ordinance 2023(19) as presented. With all in favor, the motion carried.

#### **15. Motions**

- A. Motion 17-870** - to consider approving a Certificate of Appropriateness in the HPC Overlay for 208 E. Washington Street and 400 N. Pine Street (Thrivent Financial Building).

A motion was made by Alderman Bauman with a second by Alderman Vos to approve Motion 17-870. With all in favor, the motion carried.

- B. Motion 17-871** - to consider approving a Certificate of Appropriateness in the HPC Overlay for 525 Milwaukee Avenue (Commercial Investment Properties).

A motion was made by Alderman Johnson with a second by Alderman Preusker to approve Motion 17-871. With all in favor, the motion carried.

*Before adjourning into closed session, Mayor Hefty announced that the discussion regarding collective bargaining would be tabled to a further date.*

#### **16. ADJOURN INTO CLOSED SESSION**

A motion was made by Alderman Grandi with a second by Alderman Vos to adjourn into closed session.

Roll Call Aye: Johnson, Grandi, Dawidziak, Vos, Preusker, Schultz and Bauman. Nay: None. Motion carried 7-0. Meeting adjourned into Closed Session at 8:23 p.m.

Wis. Stats 19.85(1)(e), Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session.

- To discuss possible site acquisition for the proposed Joint Government Center
- To deliberate and negotiate the purchase the Knights of Columbus building located at 587 E. State Street, Burlington, Wisconsin
- To discuss police collective bargaining/ mediation negotiations, pursuant to Wis. Stats 19.85(1)(c),(e)

**17. RECONVENE INTO OPEN SESSION**

A motion was made by Alderman Dawidziak with a second by Alderman Preusker to reconvene into open session. With all in favor, the meeting reconvened into open session at 10:12 p.m.

- Consideration and possible action on recommendations on matters discussed in Closed Session by the City's Common Council

**18. Adjourn**

A motion was made by Alderman Vos with a second by Alderman Bauman to adjourn the meeting. With all in favor, the meeting adjourned at 10:13 p.m.

Meeting Minutes Respectfully Submitted by:

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Diahnn C. Halbach  
City Clerk  
City of Burlington